

HOUSE BILL 1946

By Casada

AN ACT to amend Tennessee Code Annotated, Title 8,
Chapter 6, relative to the right of the general
assembly to intervene in certain litigation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 8-6-109, is amended by adding the
following new subsection:

(f)

(1) Notwithstanding this section or § 8-6-106, the speaker of the house of
representatives and the speaker of the senate, jointly, or a majority of the
members of both houses of the general assembly may intervene in any
proceeding to defend the constitutionality of a challenged statute or to assert the
general assembly's authority under article II, § 3 of the Constitution of
Tennessee. Nothing in this subsection affects, impairs, or abridges the rights of
any legislator under existing law.

(2) The speakers and general assembly shall at all times act as an agent
of the people of this state, and this state shall indemnify the speakers and
general assembly for any costs and expenses associated with any action
authorized by this subsection (f), to be paid out of any money in the state
treasury not otherwise appropriated, upon the certification of the speakers to the
commissioner of finance and administration.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring
it.